

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF EXAMINERS OF
ELECTRICAL CONTRACTORS

IN THE MATTER OF THE
LICENSE OF

PATRICK ROOT
License #11656

TO PRACTICE ELECTRICAL
CONTRACTING IN THE STATE
OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Examiners of Electrical Contractors ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed electrical contractor in the State of New Jersey, and has been licensed at all times relevant hereto.
2. Although respondent has renewed his license for the 2000-2003 renewal period, he has not renewed his business permit for Root electric LLC.
3. Respondent contracted to perform electrical work on September 12, 2001, despite the fact that he had not renewed his business permit.
4. Respondent has not returned his pressure seal, despite the fact that he has not renewed his business permit.

CONCLUSIONS OF LAW

1. The fact that respondent has engaged in electrical contracting without a

valid business permit constitutes a violation of N.J.S.A. 45:5A-9, subjecting respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h) (failure to comply with provisions of act or regulation administered by board).

2. Respondent's failure to return his pressure seal constitutes a violation of N.J.A.C. 13:31-1.10 (requirement that seal be immediately returned when licensing fees are not paid), subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(h).

Based on the following findings and conclusions, a Provisional Order of Discipline was entered on March 12, 2002, imposing a civil penalty of \$500 for the violation of N.J.S.A. 45:5A-9, and \$500 for failure to return his pressure seal immediately following his failure to renew his business permit in violation of N.J.A.C. 13:31-1.10. Respondent was also directed to return his pressure seal upon finalization of the Order. A copy of the Order was forwarded to respondent's last known address by means of both regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

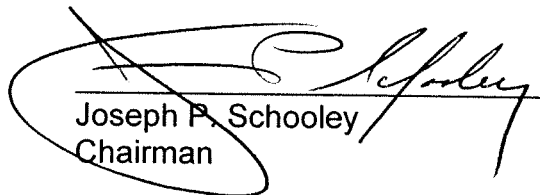
Although the record reflects that the Provisional Order was served upon respondent, inasmuch as certified mail was signed for on March 28, 2002, and regular mail was not returned, no response has been received to date. However respondent did apply for renewal of his business permit following his receipt of the Order, and it was

renewed on May 13, 2002.

ACCORDINGLY, IT IS on this 11th day of July, 2002,
ORDERED that:

1. Respondent is hereby assessed a civil penalty in the amount of \$500 for having violated N.J.S.A. 45:5A-9.
2. Respondent is hereby assessed an additional civil penalty in the amount of \$500 for failure to return his pressure seal in violation of N.J.A.C. 13:31-1.10.
3. Inasmuch as Respondent has renewed his business permit, he is no longer required to return his pressure seal to the Board.
4. The total of \$1000 in civil penalties are to be forwarded, in the form of a certified check or money order made payable to the State of New Jersey, to the attention of Barbara Cook, Executive Director, Board of Examiners of Electrical Contractors, P.O. Box 45006, 124 Halsey Street, 6th Floor, Newark, NJ 07101. Payment shall be made within ten days following the finalization of this Order.

STATE BOARD OF EXAMINERS
OF ELECTRICAL CONTRACTORS



Joseph P. Schooley
Chairman